

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

COMPTON UNIFIED SCHOOL
DISTRICT.

OAH Case No. 2015041214

ORDER GRANTING MOTION TO
AMEND COMPLAINT

On April 17, 2015, Student filed a Due Process Hearing Request (complaint), naming Compton Unified School District. On June 15, 2015, Student filed a Motion for Leave to File a First Amended Due Process Hearing Request (amended complaint). No opposition was received from District.

An amended complaint may be filed when either (a) the other party consents in writing and is given the opportunity to resolve the complaint through a resolution session, or (b) the hearing officer grants permission, provided the hearing officer may grant such permission at any time more than five (5) days prior to the due process hearing. (20 U.S.C. §1415(c)(2)(E)(i).)¹ The filing of an amended complaint restarts the applicable timelines for the due process hearing. (20 U.S.C. §1415(c)(2)(E)(ii).)

Student's amended complaint contains new allegations and issues not in Student's original complaint. The hearing in this matter is scheduled to begin on September 1, 2015, and District did not oppose Student's motion. Student's request to amend is timely and is granted. The amended complaint shall be deemed filed as of June 24, 2015, and all applicable timelines shall be reset as of June 24, 2015. OAH will issue a scheduling order with the new dates. All prior dates are vacated.

IT IS SO ORDERED.

DATE: June 24, 2015

/s/

LAURIE GORSLINE
Administrative Law Judge
Office of Administrative Hearings

¹ All statutory citations are to Title 20 United States Code unless otherwise indicated.